IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)
THURSDAY, THE TENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU**

**WRIT PETITION NO : 18772 of 2004**

Between:

1. O. Yella Reddy, S/o. Ramasubba Reddy,
   Advocate, Plot No.673, Defence Colony,

Sainikpuri, Ranga Reddy District.
2. Smt. Sasheendra Reddy, W/o. O. Yella Reddy,
   Employee, Plot No.673, Defence Colony,

Sainikpuri, Ranga Reddy District.

**..... PETITIONERS**

AND

1. The Commissioner, Malkajgiri Municipality,
   Malkajgiri, Ranga Reddy District.
2. The Vice-Chairman, Hyderabad Urban Development

Authority, Paigah Place, Begumpet, Secunderabad.
3. Vijaya Pratap Builders, rep. by its Managing Director,
   Plot No.675 & 677, Defence Colony, Malkajgiri,

Ranga Reddy District.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of Mandamus or any other appropriate writ or writs, order or direction, declaring the action of the respondents No.1 and 2 in not acting upon the complaints dated 09.03.2004 and 10.03.2004 made by the petitioners regarding deviations in construction of multi-storied building by 3rd respondent at Plot No.675 and 677 in Sy.No.218/1 admeasuring 350 Sq. Yards each situated at Defence Colony, Malkajgiri Village and Mandal, Rangareddy District as illegal, arbitrary, unconstitutional and contrary to the building Bye-Laws and consequently direct the respondents 1 and 2 to forthwith act upon the complaint made by the petitioners regarding illegal constructions made by the 3rd respondent.

**Counsel for the Petitioners: MR.VENKAT REDDY THIPPARTHI**

**Counsel for the Respondent No.1: MR.R.THIMMA REDDY, S.C. for Municipality.**

**Counsel for the Respondent No.2: Mr.B.VISWANATH REDDY.**

**Counsel for the Respondent No.3: JAYANTH KUMAR**

The Court made the following:

**ORDER:**

Since the petitioner has already approached the concerned Civil Court and since the first respondent had also issued notice under Section 217, 228(i)(ii) and (iii) of the Andhra Pradesh Municipalities Act to the third respondent, I find no merits in this writ petition.

Hence, the writ petition is dismissed. No costs.

_____

**(C.Y.SOMAYAJULU, J)**

February 10, 2005.

YCR/CS

To

1. The Commissioner, Malkajgiri Municipality,
   Malkajgiri, Ranga Reddy District.
2. The Vice-Chairman, Hyderabad Urban Development

Authority, Paigah Place, Begumpet, Secunderabad.

3. Two C.D. copies.